

HOUSE BILL No. 1977

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-30-3-12.

Synopsis: Defensive driving school programs. Prohibits the bureau of motor vehicles from requiring a person to attend and complete a defensive driving school program if the person has only committed moving traffic violations by exceeding maximum speed limits.

Effective: July 1, 2003.

Friend, Herrell, Wolkins

January 23, 2003, read first time and referred to Committee on Roads and Transportation.

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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

HOUSE BILL No. 1977

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-30-3-12, AS AMENDED BY P.L.225-1999,
2 SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2003]: Sec. 12. (a) **Subsection (b) does not apply to a**
4 **person who has only committed moving traffic violations under**
5 **IC 9-21-5 by exceeding maximum speed limits.**

6 **(b)** If during any twelve (12) month period a person has committed
7 moving traffic violations for which the person has:

8 (1) been convicted of at least two (2) traffic misdemeanors;

9 (2) had at least two (2) traffic judgments entered against the
10 person; or

11 (3) been convicted of at least one (1) traffic misdemeanor and has
12 had at least one (1) traffic judgment entered against the person;

13 the bureau may require the person to attend and satisfactorily complete
14 a defensive driving school program. The person shall pay all applicable
15 fees required by the bureau.

16 **(b) (c)** This subsection applies to an individual who holds a
17 probationary license under IC 9-24-11-3 or is less than eighteen (18)



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years of age. An individual is required to attend and satisfactorily complete a defensive driving school program if either of the following occurs at least twice or if both of the following have occurred:

(1) The individual has been convicted of a moving traffic offense (as defined in section 14(a) of this chapter), other than an offense that solely involves motor vehicle equipment.

(2) The individual has been the operator of a motor vehicle involved in an accident for which a report is required to be filed under IC 9-26-2.

The individual shall pay all applicable fees required by the bureau.

~~(c)~~ (d) The bureau may suspend the driving license of any person who:

(1) fails to attend a defensive driving school program; or

(2) fails to satisfactorily complete a defensive driving school program;

as required by this section.

~~(d)~~ (e) Notwithstanding IC 33-19-5-2, any court may suspend one-half (1/2) of each applicable court cost for which a person is liable due to a traffic violation if the person enrolls in and completes a defensive driving school or a similar school conducted by an agency of the state or local government.

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